



AGENDA
COMMON COUNCIL
Tuesday, July 21, 2009

To immediately follow the 6:30 p.m. Committee of the Whole meeting
Common Council Chambers, 224 East Jefferson Street

Mayor Robert Miller
Robert Prailes, Alderman, 1st District
Edward Johnson, Alderman, 1st District
Jim Prailes, Alderman, 2nd District
Peter Hintz, Alderman, 2nd District
Tom Vos, Council President and Alderman, 3rd District
Steve Rauch, Alderman, 3rd District
Katie Simenson, Alderman, 4th District
Jeff Fischer, Alderman, 4th District

1. Roll Call
2. Pledge of Allegiance to the Flag.
3. **ADJOURN INTO CLOSED SESSION** (*E. Johnson*)
 - A. Wis. Stats 19.85(1)(c), considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility.
 - To discuss Collective Bargaining Agreements.
4. **RECONVENE INTO OPEN SESSION** (*J. Prailes*)
 1. Consideration on recommendations from the City Council.
5. Citizen Comments.
6. Chamber of Commerce Representative.
7. Approval of minutes for July 7, 2009. (*P. Hintz*)
8. Letters and Communications: (*T. Vos*)
 - A. A letter from Alderman Bob Prailes stating he will be absent from the July 21, 2009 meetings.
9. Reports by Aldermanic Representatives and Department Heads.
10. Reports: 1 – 2: (*S. Rauch*)
 - Report 1 – Plan Commission minutes, June 9, 2009.
 - Report 2 – Committee of the Whole minutes, July 7, 2009.

11. Payment of Vouchers. *(K. Simenson)*
12. License and Permits. *(J. Fischer)*
13. Appointments and Nominations: None.

14. **PUBLIC HEARINGS**

- A. A public hearing to hear comments and concerns regarding the denial of an Operator's License for Lynda K. Ayala and to appeal the denial. *(E. Johnson)*
- B. A public hearing to hear comments and concerns regarding the revocation and non-renewal of an Operator's License for Joshua Hurst and to appeal the denial. *(J. Prailes)*
- C. A public hearing to hear comments and concerns regarding a proposed Text Amendment to Section 315-104, Zoning Board of Appeals Variance Appeals and Applications and Section 315-106A(1), Zoning Board of Appeals Preservation of Intent of the Municipal Code. *(P. Hintz)*
- D. A public hearing to hear comments and concerns regarding a proposed Text Amendment to Section 315-70, Electric Signs of the Municipal Code. *(T. Vos)*
- E. A public hearing to hear comments and concerns regarding a proposed Text Amendment to sections of the Municipal Code regarding floodplains to adopt new Flood Rate Insurance Maps in portions of the city lying in Walworth County and align with State and FEMA mandated floodplain provisions. *(S. Rauch)*

15. **RESOLUTIONS**

- A. Resolution 4341(17) to approve a three year contract with M & I Bank for municipal depository banking services. This item was discussed at the July 7, 2009 Committee of the Whole meeting. *(K. Simenson)*
- B. Resolution 4342(18) to designate public depositories for the City of Burlington municipal funds. This item was discussed at the July 7, 2009 Committee of the Whole meeting. *(J. Fischer)*
- C. Resolution 4343(19) to approve Change Order Number Two with C.D. Smith Construction Inc. for extra work done on Phase One Modifications at the Wastewater Treatment Plant in the not-to-exceed amount of \$65,011. This item was discussed at the July 7, 2009 Committee of the Whole meeting. *(E. Johnson)*
- D. Resolution 4345(21) to approve the award of bid to purchase a 2009 John Deere roadside tractor/mower to Proven Power for the not-to-exceed amount of \$69,350. This item was discussed at the July 7, 2009 Committee of the Whole meeting. *(J. Prailes)*
- E. Resolution 4347(23) to approve Task Order Number Seventy with Kapur and Associates, Inc. for civil engineering services with the Kane Street repaving project in the not-to-exceed amount of \$43,811. This item was discussed at tonight's Committee of the Whole meeting. *(P. Hintz)*

16. ORDINANCES

- A. Ordinance 1884(5) to approve the creation of Section 22-7B of the Municipal Code to establish and set fees for non-criminal justice related services. This item was discussed at the July 7, 2009 Committee of the Whole meeting. *(T. Vos)*
- B. Ordinance 1885(6) to amend the Official Traffic Map by adding stop signs on N. Kendrick Avenue at Westridge Avenue and converting the existing yield signs to stop signs on Westridge Avenue at N. Kendrick Avenue. This item was discussed at the July 7, 2009 Committee of the Whole meeting. *(S. Rauch)*

17. MOTIONS

- A. Motion 09-654 to approve the 2008 Annual Audit as prepared by Patrick Romenesko. This item was discussed at the July 7, 2009 Committee of the Whole meeting. *(K. Simenson)*
- B. Motion 09-656 to approve engaging Ehlers and Associates, Inc. and Quarles & Brady, LLP to provide services necessary to designate the \$490,493 State Trust Fund Loan for equipment purchase as a Build America Bond under the American Recovery and Reinvestment Act of 2009, at a not-to-exceed cost of \$7,500. This item was discussed at tonight's Committee of the Whole meeting. *(J. Fischer)*

18. OTHER MATTERS AS AUTHORIZED BY LAW

19. ADJOURNMENT *(E. Johnson)*

***Note:** If you are disabled and have accessibility needs or need information interpreted for you, please call the City Clerk's Office at 262-342-1161 at least 24 hours prior to the meeting.*